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Message Text

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ORIGIN IO-14

INFO OCT-01 CIAE-00 CU-04 INR-10 NSAE-00 AID-05 USIE-00
AF-10 ARA-10 EA-10 EUR-12 NEA-10 ISO-00 L-03
HA-05 TRSE-00 SS-15 SSO-00 INRE-00 NSCE-00 /109 R

DRAFTED BY IO/UNESCO:RDFORSTER:JU
APPROVED BY IO:CWMAYNES
IO/UNESCO - CWARVARIV
EUR/EE - ISILINS
L/UNA - AKRECZKO
HA-OJONES
IO-GADALLEY
IO/UNP - RHARE
EUR - DGOOTT(INFO.)
----------065976 110430Z /73
O R 110401Z MAR 78
FM SECSTATE WASHDC
TO AMEMBASSY BUCHAREST IMMEDIATE
AMEMBASSY PARIS IMMEDIATE
INFO USMISSION USUN NEW YORK
USMISSION GENEVA

C O N F I D E N T I A L STATE 063345

NESCO

E.O. 11652:GDS

TAGS: AORG, UNESCO, RO

SUBJECT:DUMITRESCU CASE

REFS: A) STATE 44454(NOTAL); B) PARIS 7500; C) PARIS
860; D) BUCHAREST 1074; E) PARIS 7812

1. IN LIGHT REFTEL B, REPEATED BY DEPT. TO OTHER INFO.
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POSTS, AND EMBASSY BUCHAREST'S RECOMMENDATION (REF D),
DEPT. BELIEVES UNESCO SHOULD REFER MATTER TO INTERNATIONAL
COURT OF JUSTICE (ICJ). WE WOULD HOPE THAT AUSTRALIA
WILL CONTINUE AT THE SPRING BOARD MEETING ITS EFFORTS
TOWARD THIS END WHICH WE UNDERSTAND BEGAN LAST FALL.
PERM DEL IS REQUESTED TO ASK THE AUSTRALIANS TO DO SO,
OFFERING OUR SUPPORT.

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2. SENDING A CLEAR SIGNAL TO ROMANIA OF UNESCO'S INTENTIONS TO PURSUE DUMITRESCU CASE BEFORE ICJ MIGHT ENCOURAGE GOR TO CONSIDER EASING PRESSURE ON DUMITRESCU. HOWEVER, WE ARE UNDER NO ILLUSIONS THAT SUCCESS IN THIS RESPECT IS LIKELY. EMBASSY BUCHAREST'S EVALUATION OF IMPLICATIONS FOR DUMITRESCU OF SENDING SUCH A SIGNAL WOULD BE APPRECIATED.

3. IT WOULD BE HELPFUL TO DEPT. TO HAVE PERM DEL'S

DETAILED REPORT ON AUSTRALIAN EFFORTS TO INVOLVE ICJ AND ON REACTIONS OF OTHER BOARD MEMBERS, WHICH UNESCO LEGAL ADVISER LUSSIER AND FORMER DDG FOBES INTERPRET DIFFERENTLY.

4. WE NOTE THAT ARTICLE X (PARA. 3) OF UN/UNESCO AGREE-MENT STIPULATES THAT ICJ ADVISORY OPINION CAN BE REQUESTED BY GENERAL CONFERENCE OR BOARD, "ACTING IN PURSUANCE OF AN AUTHORIZATION BY THE CONFERENCE." HAS A BLANKET AUTHORIZATION BEEN PREVIOUSLY PROVIDED OR WOULD DUMITRESCU CASE HAVE TO AWAIT 20TH GENERAL CONFERENCE ACTION? WOULD INFORMATION GROUP (IG) BE DISPOSED TO SERVE AS NUCLEUS OF SUPPORT FOR THIS INITIATIVE?

5. ALERTED BY PERM DEL TO EXPECT REF E, REPORTING FOBES'
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LATEST CONTACTS WITH ANA DUMITRESCU AND TREASON CHARGES REPORTEDLY BROUGHT AGAINST DUMITRESCU BY GOR, DEPT. HAS DELAYED SENDING LETTER FROM ASSISTANT SECRETARY MAYNES REPLYING TO ANA'S LETTER TO PRESIDENT. IN LIGHT REF E, WE PROPOSE TO REWORD PARAS TWO AND THREE OF DRAFT PREVIOUSLY APPROVED BY PERM DEL (PARIS 6785) TO READ AS FOLLOWS:

"WE HAVE GIVEN CONSIDERABLE THOUGHT TO THIS COMPLEX ISSUE. WE HAVE CONSULTED WITH SENIOR UNESCO OFFICIALS ABOUT YOUR FATHER'S SITUATION, AND WE UNDERSTAND THAT UNESCO INTENDS TO PURSUE THE MATTER VIGOROUSLY. WE, TOO, ARE VERY CONCERNED ABOUT THE MATTER AND WILL GIVE OUR SUPPORT TO FURTHER STEPS WHICH WE HOPE WILL LEAD TO A FAVORABLE RESOLUTION.

I AM SURE YOU ARE AWARE, HOWEVER, THAT IT IS DIFFICULT TO MAKE ANY DEFINITE PROMISES AT THIS TIME.

I AM ASKING AMBASSADOR TORRES TO DELIVER THIS LETTER TO YOU PERSONALLY AND TO KEEP IN TOUCH WITH YOU ON THIS MATTER."

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6. ALTHOUGH FOBES HAS CAUTIONED AGAINST SUCH CONTACT, WE BELIEVE AMBASSADOR TORRES' DELIVERY OF LETTER TO ANA WOULD CONSTITUTE AN IMPORTANT EXPRESSION OF OUR CONTINUING INTEREST AND CONCERN. WE WOULD APPRECIATE PERM DEL'S AND EMBASSY BUCHAREST'S VIEWS NOT ONLY ON RE-DRAFT OF REPLY BUT ALSO, SPECIFICALLY, UPDATE ON PERM DEL'S JUDGMENT AS TO WHETHER ANA'S PERSONAL CONTACT WITH TORRES WOULD ADVERSELY AFFECT ANA OR HER FATHER. AN ALTERNATIVE MIGHT BE TO LET FOBES ACT AS INTERMEDIARY AND LET ANA DECIDE RE PERSONAL CONTACT WITH TORRES.

7. WHATEVER MEANS IS CHOSEN FOR DELIVERY, WE WOULD PROPOSE TO GIVE COPY OF OUR REPLY TO ANA'S LETTER TO CONFIDENTIAL

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DG M'BOW AS WELL AS TO MEMBERS OF INFORMATION GROUP, USING THIS OPPORTUNITY TO SEEK ADDITIONAL INFORMATION AND COMMENTS CONCERNING PROPOSAL TO HAVE CASE REFERRED TO ICJ. WE SUGGEST THAT PERM DEL ALSO TAKE THIS OCCASION TO EMPHASIZE TO M'BOW AND IG MEMBERS U. S. DETERMINATION TO PURSUE DUMITRESCU CASE TO SATISFACTORY RESOLUTION OR AT LEAST TO POINT WHERE UNESCO/UN SYSTEM REMEDIES HAVE BEEN EXHAUSTED. VANCE

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 jan 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: n/a
Control Number: n/a
Copy: SINGLE
Draft Date: 11 mar 1978
Decaption Date: 01 jan 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 20 Mar 2014
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1978STATE063345
Document Source: CORE
Document Unique ID: 00
Drafter: RDFORSTER:JU
Enclosure: n/a
Executive Order: GS
Errors: N/A
Expiration:
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Format: TEL
From: STATE
Handling Restrictions: n/a
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Legacy Key: link1978/newtext/t19780378/aaaacogl.tel
Line Count: 144
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Litigation Codes:
Litigation History:
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Reference: 78 STATE 44454, 78 PARIS 7500
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 26 apr 2005
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 3359850
Secure: OPEN
Status: NATIVE
Subject: DUMITRESCU CASE
TAGS: AORG, RO, UNESCO
To: BUCHAREST PARIS
Type: TE
vdkvgwkey: odbc://SAS/SAS.dbo.SAS_Docs/14c218c9-c288-dd11-92da-001cc4696bcc
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